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January 5, 2009

**VIA ECFS**

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W.  
Washington, D.C. 20554

Re: **In the Matter of Formal Complaint of Free Press and Public Knowledge  
Against Comcast Corporation for Secretly Degrading Peer-to-Peer  
Applications, File No. EB-08-IH-1518**

**In the Matter of Broadband Industry Practices; Petition of Free Press et al.  
for Declaratory Ruling That Degrading an Internet Application Violates the  
FCC's Internet Policy Statement and Does Not Meet an Exception for  
"Reasonable Network Management," WC Docket No. 07-52**

Dear Ms. Dortch:

In accordance with the Compliance Plan filed by Comcast on September 19, 2008,<sup>1</sup> and consistent with the voluntary agreement that Comcast announced on March 27, 2008,<sup>2</sup> Comcast hereby notifies the Commission that, as of December 31, 2008, Comcast has ceased employing the congestion management practices described in Attachment A of Comcast's filing of September 19, 2008.<sup>3</sup> We have published a revised Acceptable Use Policy (<http://www.comcast.net/terms/use/>) and updated our Network Management web page (<http://www.comcast.net/networkmanagement>) to reflect the discontinuation of these practices. We also hereby notify the Commission that we have instituted the congestion management practices described in Attachment B of our September 19<sup>th</sup> filing throughout our high-speed Internet network.<sup>4</sup> Consistent with our letter of September 19<sup>th</sup>, Comcast will continue to refine and optimize these congestion management practices to deliver the best possible broadband

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<sup>1</sup> See Ex Parte Letter of Kathryn A. Zachem, Comcast Corp., to Marlene H. Dortch, Secretary, FCC, WC Docket No. 07-52, File No. EB-08-IH-1518, at 2 & Attachment C, at 1 (Sept. 19, 2008) ("Comcast Disclosures").

<sup>2</sup> See Ex Parte Letter of David L. Cohen, Comcast Corp., to Chairman Kevin J. Martin *et al.*, FCC, WC Docket No. 07-52 (Mar. 27, 2008).

<sup>3</sup> See Comcast Disclosures, Attachment A.

<sup>4</sup> See *id.* Attachment B.

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experience for our customers, and we will continue to provide our customers with clear, concise, and useful information about the services we provide.

The Internet continues to be an engine for innovation and economic growth. We are proud to be a leader in bringing broadband Internet to consumers all over the country, serving some 14.7 million broadband subscribers, and adding fuel to that engine. We will continue to work hard to deliver a world-class service that gives all of our subscribers access to the content, applications, and services that they demand.

Please contact me should you have any questions regarding this submission.

Sincerely,

/s/ Kathryn A. Zachem

Kathryn A. Zachem

Vice President,

Regulatory and State Legislative Affairs  
Comcast Corporation

cc: Chairman Kevin J. Martin  
Commissioner Michael J. Copps  
Commissioner Jonathan S. Adelstein  
Commissioner Robert M. McDowell  
Daniel Gonzalez  
Dana Shaffer  
Scott Bergmann  
Nick Alexander

Kris Monteith  
Ian Dillner  
Scott Deutchman